

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)	
)	A11-18
Audit Division Recommendation)	Agenda Document No. 14-23
Memorandum on the Nebraska)	
Democratic Party (NDP) (Resubmission))	

CERTIFICATION

I, Shawn Woodhead Werth, recording secretary of the Federal Election Commission open meeting on April 23, 2014 do hereby certify that the Commission took the following actions in the above-captioned matter:

1. Failed by a vote of 3-3 to:

Approve the recommendation for Finding 1 (Recordkeeping), as set forth in Agenda Document No. 14-23, including \$282,882 for which the committee allocated payroll between federal and non-federal funds and \$17,826 for 100% non-federal payments.

Commissioners Ravel, Walther, and Weintraub voted affirmatively for the motion.

Commissioners Goodman, Hunter, and Petersen dissented.

2. Decided by a vote of 6-0 to:

- a. Approve the recommendation in Finding 1 (Recordkeeping), as set forth in Agenda Document No. 14-23, related to the \$282,882 that the committee disclosed as having been paid with an allocation of federal and non-federal funds and \$3,642 that was paid from an exclusively non-federal account during periods in which they were also paid with federal funds.
- b. Direct the Audit Division to include in the Proposed Final Audit Report an Additional Issues section addressing the \$14,184 for 100% non-federal payments.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

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3. Decided by a vote of 6-0 to:

Approve the recommendation in Finding 2 (Reporting of Debts and Obligations) as set forth in Agenda Document No. 14-23.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

4. Failed by a vote of 3-3 to:

Approve the recommendation in Finding 3 relating to Excessive Coordinated Party Expenditures as set forth in Agenda Document No. 14-23.

Commissioners Goodman, Hunter, and Petersen voted affirmatively for the motion.
Commissioners Ravel, Walther, and Weintraub dissented.

5. Decided by a vote of 6-0:

- a. That, with respect to Finding 3 of the Audit Division Recommendation Memorandum on the Nebraska Democratic Party, the reported expenditures of \$94,610 (the amount associated with the candidate mailer) should not be attributed to NDP's coordinated expenditure limit due to the lack of clarity on the volunteer materials exemption. Further, the reported expenditures of \$578 (the amount associated with the window sign) should not be attributed to NDP's coordinated expenditure limit because the expenditure was not a public communication.
- b. To direct the Audit Division to include an Additional Issues section addressing the \$4,596 related to the candidate postcard.

Commissioners Goodman, Hunter, Petersen, Ravel, Walther, and Weintraub voted affirmatively for the decision.

Attest:

April 24, 2014
Date

Shawn Woodhead Werth
Shawn Woodhead Werth
Secretary and Clerk of the Commission